

ESTTA Tracking number: **ESTTA439043**

Filing date: **11/02/2011**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Notice of Opposition

Notice is hereby given that the following party opposes registration of the indicated application.

Opposer Information

Name	Altadis U.S.A. Inc.		
Entity	Corporation	Citizenship	Delaware
Address	5900 North Andrews Avenue Fort Lauderdale, FL 33309 UNITED STATES		

Attorney information	Charles W. Grimes, Russell D. Dize GRIMES & BATTERSBY, LLC 488 Main Avenue Third Floor Norwalk, CT 06851 UNITED STATES dize@gandb.com Phone:203-849-8300
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Applicant Information

Application No	85366925	Publication date	10/18/2011
Opposition Filing Date	11/02/2011	Opposition Period Ends	11/17/2011
Applicant	TMS INTERNATIONAL CORP 19528 Ventura Boulevard, #140 Tarzana, CA 91356 UNITED STATES		

Goods/Services Affected by Opposition


Class 034. First Use: 2011/02/28 First Use In Commerce: 2011/02/28
All goods and services in the class are opposed, namely: Hookahs


Grounds for Opposition

Priority and likelihood of confusion	Trademark Act section 2(d)
Dilution	Trademark Act section 43(c)


Marks Cited by Opposer as Basis for Opposition


U.S. Registration No.	232114	Application Date	05/13/1927
Registration Date	08/30/1927	Foreign Priority Date	NONE
Word Mark	DUTCH MASTERS		

Design Mark	
Description of Mark	NONE
Goods/Services	Class U017 (International Class 034). First use: First Use: 1911/04/10 First Use In Commerce: 1911/04/10 CIGARS


U.S. Registration No.	502797	Application Date	11/15/1947
Registration Date	10/12/1948	Foreign Priority Date	NONE
Word Mark	DUTCH MASTERS		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class U017 (International Class 034). First use: First Use: 1911/04/10 First Use In Commerce: 1911/04/10 CIGARS		

U.S. Registration No.	1696406	Application Date	02/19/1991
Registration Date	06/23/1992	Foreign Priority Date	NONE
Word Mark	DUTCH MASTERS		

Design Mark	
Description of Mark	NONE
Goods/Services	Class 034. First use: First Use: 1911/04/10 First Use In Commerce: 1911/04/10 cigars and smoking tobacco

U.S. Registration No.	1324943	Application Date	04/10/1984
Registration Date	03/12/1985	Foreign Priority Date	NONE
Word Mark	NONE		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 034. First use: First Use: 1911/04/10 First Use In Commerce: 1911/04/10 Cigars		

U.S. Registration No.	889636	Application Date	05/06/1969
Registration Date	04/21/1970	Foreign Priority Date	NONE
Word Mark	DUTCH TREATS		
Design Mark	DUTCH TREATS		
Description of Mark	NONE		
Goods/Services	Class U017 (International Class 034). First use: First Use: 1969/04/11 First Use In Commerce: 1969/04/11		

	CIGARS		
U.S. Registration No.	3015985	Application Date	09/03/2003
Registration Date	11/15/2005	Foreign Priority Date	NONE
Word Mark	DUTCHIES		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 034. First use: First Use: 2005/08/08 First Use In Commerce: 2005/08/08 Cigars, little cigars, roll-your-own tobacco, pipe tobacco and smokeless tobacco		

Attachments	71248954#TMSN.gif (1 page)(bytes) 71519569#TMSN.gif (1 page)(bytes) 74139690#TMSN.gif (1 page)(bytes) 73474794#TMSN.gif (1 page)(bytes) 72326505#TMSN.gif (1 page)(bytes) 76569372#TMSN.gif (1 page)(bytes) Notice of Opposition.pdf (7 pages)(156663 bytes) Exhibit A.pdf (4 pages)(69071 bytes) Exhibit B.pdf (4 pages)(59850 bytes) Exhibit C.pdf (4 pages)(67091 bytes) Exhibit D.pdf (4 pages)(60066 bytes) Exhibit E.pdf (4 pages)(57732 bytes) Exhibit F.pdf (4 pages)(64672 bytes)
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Certificate of Service

The undersigned hereby certifies that a copy of this paper has been served upon all parties, at their address record by First Class Mail on this date.

Signature	/Russell D. Dize/
Name	Charles W. Grimes, Russell D. Dize
Date	11/02/2011

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

In the Matter of Application Serial No. 85/366,925
Published in the *Official Gazette* on October 18, 2011

-----X	:	
Altadis U.S.A. Inc.,	:	
	:	
Opposer,	:	
	:	
v.	:	Opposition No.:
	:	
TMS International Corp.,	:	
	:	
Applicant.	:	
-----X	X	

NOTICE OF OPPOSITION

Altadis U.S.A. Inc. ("Altadis" or "Opposer") believes that it will be damaged by registration of the mark shown in Application Serial No. 85/366,925 and hereby opposes same. The grounds for the opposition are as follows:

COUNT I

1. Altadis is a corporation organized and existing under the laws of the State of Delaware, having its principal place of business at 5900 North Andrews Avenue, Fort Lauderdale, Florida 33309.

2. Altadis is a major United States manufacturer of cigars, tobacco, tobacco related products and smoker's articles.

3. Max Rohr, Inc. ("Max Rohr") is a wholly owned subsidiary of Altadis.

4. Max Rohr is the owner of the following trademarks and U.S. Trademark Registrations:

(a) The DUTCH MASTERS and Design trademark and U.S. Trademark Registration No. 232,114 for “cigars” in International Class 34. Attached as Exhibit A is a true and correct printout from the U.S. Patent and Trademark Office’s electronic database showing current status and title of Registration No. 232,114;

(b) The DUTCH MASTERS (Stylized) trademark and U.S. Trademark Registration No. 502,797 for “cigars” in International Class 34. Attached as Exhibit B is a true and correct printout from the U.S. Patent and Trademark Office’s electronic database showing current status and title of Registration No. 502,797;

(c) The DUTCH MASTERS and Design trademark and U.S. Trademark Registration No. 1,696,406 for “cigars and smoking tobacco” in International Class 34. Attached as Exhibit C is a true and correct printout from the U.S. Patent and Trademark Office’s electronic database showing current status and title of Registration No. 1,696,406;

(d) The DUTCH MASTERS Design trademark and U.S. Trademark Registration No. 1,324,943 for “cigars” in International Class 34. Attached as Exhibit D is a true and correct printout from the U.S. Patent and Trademark Office’s electronic database showing current status and title of Registration No. 1,324,943;

(e) The DUTCH TREATS trademark and U.S. Trademark Registration No. 889,636 for “cigars” in International Class 34. Attached as Exhibit E is a true and correct printout from the U.S. Patent and Trademark Office’s electronic database showing current status and title of Registration No. 889,636; and

(f) The DUTCHIES trademark and U.S. Trademark Registration No. 3,015,985 for “Cigars, little cigars, roll-your-own tobacco, pipe tobacco and smokeless tobacco” in International Class 34. Attached as Exhibit F is a true and correct printout from the U.S.

Patent and Trademark Office's electronic database showing current status and title of Registration No. 3,015,985. These trademarks are hereinafter referred to collectively as the "DUTCH MASTERS Trademarks."

5. Altadis is exclusively licensed to use the DUTCH MASTERS Trademarks and brings this opposition proceeding on behalf of itself and on behalf of its wholly owned subsidiary, Max Rohr, the registered trademark owner.

6. Max Rohr's rights to the DUTCH MASTERS Trademarks are derived from its predecessors. The DUTCH MASTERS Trademarks were first used in the United States at least as early as April 10, 1911. From their inception, DUTCH MASTERS cigars were considered among the finest quality cigars in the world.

7. G. H. Johnson Cigar Co. created the DUTCH MASTERS brand and was one of the original six companies instrumental in the formation of the corporation that was the original owner of the brand. At that time, it was decided that the DUTCH MASTERS brand would be the flagship brand of the newly-formed company. Since then, DUTCH MASTERS cigars have been constantly and consistently promoted and advertised. The DUTCH MASTERS cigar brand is one of the largest selling cigar brands in the United States.

8. Since their inception, the DUTCH MASTERS Trademarks have only been used in connection with the finest quality cigars and licensed merchandise. DUTCH MASTERS cigars are considered to be among the finest quality cigars available in the United States and are sold throughout the United States. DUTCH MASTERS cigars have been extensively advertised as among the most prestigious cigar brands available in the United States. All use of the DUTCH MASTERS Trademarks has inured to the benefit of Max Rohr and its predecessors.

9. The DUTCH MASTERS Trademarks are used on DUTCH MASTERS packaging, in advertisements, on the Internet and in other forums.

10. The DUTCH MASTERS Trademarks are inherently distinctive to the public and the trade and serve primarily as designators of origin of Opposer's products.

11. Opposer is actively engaged in the development of DUTCH MASTERS merchandise and in selective licensing of the DUTCH MASTERS Trademarks.

12. As a result of the widespread use and display of Opposer's DUTCH MASTERS brand cigars: (a) the public and the trade use the DUTCH MASTERS Trademarks to identify and refer to Opposer's DUTCH MASTERS brand cigars; (b) cigars marked with these trademarks are recognized by the trade and the public as high quality cigars emanating from a single source; and (c) these trademarks have built up secondary meaning and extensive goodwill.

13. Through long-term use and controlled marketing, the DUTCH MASTERS Trademarks have become highly distinctive and strongly associated in the United States with cigars of the highest quality emanating from a single source, namely, Opposer.

14. Upon information and belief, TMS International Corp. ("Applicant") filed U.S. Trademark Application Serial No. 85/366,925 for DUTCH as a mark for "Hookahs" in International Class 34, claiming use in commerce since February 28, 2011 ("Applicant's Mark").

15. Max Rohr's rights in the DUTCH MASTERS Trademarks pre-date Applicant's claimed rights in Applicant's Mark by more than ninety-nine years.

16. Opposer believes that Applicant's decision to use the term "DUTCH" is an attempt by Applicant to trade on the goodwill of the famous DUTCH MASTERS Trademarks, particularly where Applicant's goods are related to Opposer's goods.

17. Applicant's Mark is confusingly similar in appearance, sound and commercial impression to the registered and well-known DUTCH MASTERS Trademarks.

18. Applicant's goods are related to the goods sold in connection with the DUTCH MASTERS Trademarks and such goods would travel and/or be promoted through the same channels of trade for sale to, and use by, the same class of purchasers. Therefore, it is highly likely that distributors, retailers and consumers will assume that Applicant's DUTCH goods are associated with the DUTCH MASTERS brand.

19. Applicant's use of DUTCH as a mark is likely to cause confusion, mistake or deception as to the source of origin of Applicant's goods in that the public, the trade and others are likely to believe that Applicant's products are provided by, sponsored by, approved by, licensed by, affiliated with or in some other way legitimately connected to Opposer's DUTCH MASTERS brand cigars and/or licensed products.

COUNT II

20. Opposer repeats and realleges Paragraphs 1 through 19 as though fully set forth herein.

21. The DUTCH MASTERS Trademarks are distinctive and famous with widespread recognition among consumers. The DUTCH MASTERS Trademarks had become famous prior to the acquisition of any rights Applicant may claim in DUTCH as a mark.

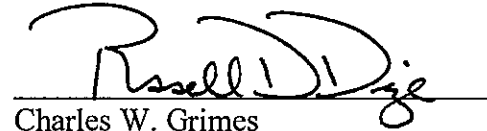
22. Use of DUTCH as a trademark by Applicant will cause dilution of the distinctive quality of the famous DUTCH MASTERS Trademarks.

23. Opposer will be damaged by the registration sought by Applicant because such registration would support and assist Applicant in the use of DUTCH as a trademark and thereby dilute the rights in the distinctive and famous DUTCH MASTERS Trademarks.

WHEREFORE, Opposer respectfully requests that this Opposition be sustained and that Applicant's application to register DUTCH as a mark be denied in all respects.

Dated: November 2, 2011

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Russell D. Dize", is written over a horizontal line.

Charles W. Grimes

Russell D. Dize

Attorneys for Opposer

GRIMES & BATTERSBY, LLC

488 Main Avenue, Third Floor

Norwalk, Connecticut 06851-1008

Telephone No.: (203) 849-8300

Facsimile No.: (203) 849-9300

Attorney Docket No.: CC157USL09

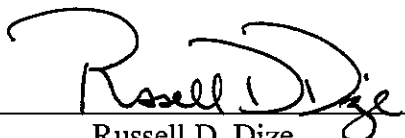
CERTIFICATE OF SERVICE AND FILING

The undersigned hereby certifies that a copy of the foregoing Notice of Opposition was served on the Attorney/Correspondent of Record for Applicant on the date indicated below by depositing the same with U.S.P.S. First Class Mail, postage prepaid to:

R. JOSEPH TROJAN, ESQ.
TROJAN LAW OFFICES
9250 WILSHIRE BLVD STE 325
BEVERLY HILLS, CA 90212-3376

and further certifies that the aforementioned Notice of Opposition was filed with the Trademark Trial and Appeal Board on the date indicated below online through the ESTTA system of the United States Patent and Trademark Office.

Dated: November 2, 2011



Russell D. Dize

EXHIBIT A

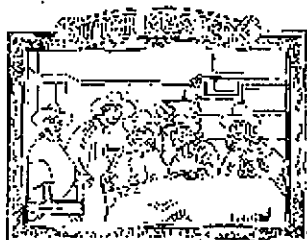
Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2011-11-02 10:28:48 ET

Serial Number: 71248954 Assignment Information Trademark Document Retrieval

Registration Number: 232114

Mark



(words only): DUTCH MASTERS

Standard Character claim: No

Current Status: The registration has been renewed.

Date of Status: 2007-08-29

Filing Date: 1927-05-13

Transformed into a National Application: No

Registration Date: 1927-08-30

Register: Principal

Law Office Assigned: (NOT AVAILABLE)

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 40S -Scanning On Demand

Date In Location: 2009-01-13

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. MAX ROHR, INC.

Address:

MAX ROHR, INC.
300 DELAWARE AVENUE
WILMINGTON, DE 19801
United States

Legal Entity Type: Corporation**State or Country of Incorporation:** Delaware

GOODS AND/OR SERVICES

U.S. Class: 017 (International Class 034)**Class Status:** Active

CIGARS

Basis: 1(a)**First Use Date:** 1911-04-10**First Use in Commerce Date:** 1911-04-10

ADDITIONAL INFORMATION

Design Search Code(s):

02.01.16 - Historical costumes (men wearing); Men, other wearing folk or historical costumes

02.07.01 - Groups, males

02.09.04 - Humans, including men, women and children, depicted sitting or kneeling; Kneeling, humans; Sitting, humans

07.05.25 - Closets; Gymnasiums (interior); Hallways; Storage closets

24.09.07 - Advertising, banners; Banners

25.01.01 - Frames, picture

26.11.07 - Rectangles with a decorative border, including scalloped, ruffled and zig-zag edges

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2009-01-13 - Case File In TICRS

2007-08-29 - Fourth renewal 10 year

2007-08-29 - Section 8 (10-year) accepted/ Section 9 granted

2007-08-27 - Assigned To Paralegal

2007-08-07 - Combined Section 8 (10-year)/Section 9 filed

~~2007-08-07 - TEAS Section 8 & 9 Received~~

2002-04-11 - TEAS Change Of Correspondence Received

1987-08-30 - Third renewal

1987-04-16 - Section 9 filed/check record for Section 8

1987-04-16 - Section 9 filed/check record for Section 8

1967-08-30 - Second renewal

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Charles W. Grimes, Gregory Battersby, James Coplit, Edmund Ferdinand, Russell Dize, Susan Schlesinger, Jessica Rutherford

Correspondent

CHARLES W. GRIMES
GRIMES & BATTERSBY, LLP
488 MAIN AVENUE
SUITE 300
NORWALK, CT 06851-1008
Phone Number: 203-849-8300
Fax Number: 203-849-9300

EXHIBIT B

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2011-11-02 10:29:20 ET

Serial Number: 71519569 Assignment Information Trademark Document Retrieval

Registration Number: 502797

Mark

DUTCH MASTERS

(words only): DUTCH MASTERS

Standard Character claim: No

Current Status: The registration has been renewed.

Date of Status: 2008-07-16

Filing Date: 1947-11-15

Transformed into a National Application: No

Registration Date: 1948-10-12

Register: Principal

Law Office Assigned: (NOT AVAILABLE)

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 40S -Scanning On Demand

Date In Location: 2009-02-02

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. MAX ROHR, INC.

Address:

MAX ROHR, INC.

300 DELAWARE AVENUE

WILMINGTON, DE 19801

United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

U.S. Class: 017 (International Class 034)

Class Status: Active

CIGARS

Basis: 1(a)

First Use Date: 1911-04-10

First Use in Commerce Date: 1911-04-10

ADDITIONAL INFORMATION

Prior Registration Number(s):

232114

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2009-02-02 - Case File In TIGRS

2008-07-16 - Third renewal 10 year

2008-07-16 - Section 8 (10-year) accepted/ Section 9 granted

2008-07-15 - Assigned To Paralegal

2008-07-03 - TEAS Section 8 & 9 Received

2002-04-11 - TEAS Change Of Correspondence Received

1998-12-10 - Third renewal 10 year
1998-10-09 - Section 9 filed/check record for Section 8
1990-05-31 - Second renewal 10 year
1989-09-05 - Response received for Post Registration action
1989-08-01 - Post Registration action mailed - Section 9
1988-06-17 - Section 9 filed/check record for Section 8
1988-06-17 - Section 9 filed/check record for Section 8
1968-10-12 - First renewal

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

CHARLES W GRIMES

Correspondent

CHARLES W. GRIMES

GRIMES & BATTERSBY, LLP

488 Main Avenue 3rd Floor

Norwalk CT 06851-1008

Phone Number: 203-849-8300

Fax Number: 203-849-9300

EXHIBIT C

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2011-11-02 10:29:42 ET

Serial Number: 74139690 Assignment Information Trademark Document Retrieval

Registration Number: 1696406

Mark



(words only): DUTCH MASTERS

Standard Character claim: No

Current Status: The registration has been renewed.

Date of Status: 2002-03-23

Filing Date: 1991-02-19

Transformed into a National Application: No

Registration Date: 1992-06-23

Register: Principal

Law Office Assigned: LAW OFFICE 14

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 40S -Scanning On Demand

Date In Location: 2008-01-23

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. MAX ROHR, INC.

Address:

MAX ROHR, INC.
300 DELAWARE AVENUE
WILMINGTON, DE 19801
United States

Legal Entity Type: Corporation**State or Country of Incorporation:** Delaware

GOODS AND/OR SERVICES

International Class: 034**Class Status:** Active

cigars and smoking tobacco

Basis: 1(a)**First Use Date:** 1911-04-10**First Use in Commerce Date:** 1911-04-10

ADDITIONAL INFORMATION

Design Search Code(s):

02.01.06 - Colonial dress, men wearing; Men in colonial dress, Pilgrims, Quakers and colonial militiamen; Militiamen; Pilgrims, men; Quakers

02.01.16 - Historical costumes (men wearing); Men, other wearing folk or historical costumes

02.07.01 - Groups, males

Prior Registration Number(s):

232114

502797

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2008-01-23 - Case File In TIGRS

2002-04-12 - TEAS Change Of Correspondence Received

2002-03-23 - First renewal 10 year

2002-03-23 - Section 8 (10-year) accepted/ Section 9 granted
2002-01-16 - Combined Section 8 (10-year)/Section 9 filed
1998-02-15 - Section 8 (6-year) accepted & Section 15 acknowledged
1998-01-22 - Section 8 (6-year) and Section 15 Filed
1992-06-23 - Registered - Principal Register
1992-03-31 - Published for opposition
1992-02-28 - Notice of publication
1991-10-24 - Approved for Pub - Principal Register (Initial exam)
1991-10-16 - Previous Allowance Count Withdrawn
1991-09-25 - Approved for Pub - Principal Register (Initial exam)
1991-07-22 - Communication received from applicant
1991-06-28 - Non-final action mailed
1991-06-19 - Assigned To Examiner
1991-05-15 - Communication received from applicant

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Charles W. Grimes

Correspondent

CHARLES W. GRIMES
GRIMES & BATTERSBY, LLP
488 Main Avenue 3rd Floor
Norwalk CT 06851-1008
Phone Number: 203-849-8300
Fax Number: 203-849-9300

EXHIBIT D

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2011-11-02 10:30:03 ET

Serial Number: 73474794 Assignment Information Trademark Document Retrieval

Registration Number: 1324943

Mark



Standard Character claim: No

Current Status: The registration has been renewed.

Date of Status: 2005-03-20

Filing Date: 1984-04-10

Transformed into a National Application: No

Registration Date: 1985-03-12

Register: Principal

Law Office Assigned: (NOT AVAILABLE)

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 834 -Post Registration

Date In Location: 2005-03-20

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. MAX ROHR, INC.

Address:

MAX ROHR, INC.
300 DELAWARE AVE
WILMINGTON, DE 19801
United States
Legal Entity Type: Corporation
State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 034
Class Status: Active
Cigars
Basis: 1(a)
First Use Date: 1911-04-10
First Use in Commerce Date: 1911-04-10

ADDITIONAL INFORMATION

Design Search Code(s):
02.01.16 - Historical costumes (men wearing); Men, other wearing folk or historical costumes
02.07.01 - Groups, males

Prior Registration Number(s):
232114
1077106

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2005-03-20 - First renewal 10 year
2005-03-20 - Section 8 (10-year) accepted/ Section 9 granted
2005-02-08 - Combined Section 8 (10-year)/Section 9 filed
2005-02-08 - TEAS Section 8 & 9 Received
2002-04-11 - TEAS Change Of Correspondence Received

1991-06-24 - Section 8 (6-year) accepted & Section 15 acknowledged

1991-02-19 - Section 8 (6-year) and Section 15 Filed

1985-03-12 - Registered - Principal Register

1985-01-01 - Published for opposition

1984-12-12 - Notice of publication

1984-10-01 - Approved for Pub - Principal Register (Initial exam)

1984-09-26 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Charles W. Grimes

Correspondent

CHARLES W. GRIMES

GRIMES & BATTERSBY, LLP

488 MAIN AVENUE , SUITE 300

NORWALK CT 06851-1008

Phone Number: 203-849-8300

Fax Number: 203-849-9300

EXHIBIT E

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2011-11-02 10:30:25 ET

Serial Number: 72326505 Assignment Information Trademark Document Retrieval

Registration Number: 889636

Mark(words only): DUTCH TREATS

Standard Character claim: No

Current Status: The registration has been renewed.

Date of Status: 2010-02-09

Filing Date: 1969-05-06

Transformed into a National Application: No

Registration Date: 1970-04-21

Register: Principal

Law Office Assigned: (NOT AVAILABLE)

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: (NOT AVAILABLE)

Date In Location: 2010-02-09

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Max Rohr, Inc.

Address:

Max Rohr, Inc.
300 Delaware Avenue
Wilmington, DE 19801
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

U.S. Class: 017 (International Class 034)

Class Status: Active

CIGARS

Basis: 1(a)

First Use Date: 1969-04-11

First Use in Commerce Date: 1969-04-11

ADDITIONAL INFORMATION

Prior Registration Number(s):

232114

502797

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2010-02-09 - Third renewal 10 year

2010-02-09 - Section 8 (10-year) accepted/ Section 9 granted

2010-02-09 - Case Assigned To Post Registration Paralegal

2010-02-05 - TEAS Section 8 & 9 Received

2009-03-13 - Case File In TIGRS

2009-01-28 - Counter claim opp. for Proceeding No.

2002-04-11 - TEAS Change Of Correspondence Received

2000-02-16 - Second renewal 10 year

2000-02-16 - Section 9 granted/check record for Section 8

1999-10-28 - Combined Section 8 (10-year)/Section 9 filed

1990-02-20 - First renewal 10 year

1989-12-26 - Section 9 filed/check record for Section 8

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Charles W. Grimes

Correspondent

Charles W. Grimes

GRIMES & BATTERSBY, LLP

488 MAIN AVENUE 3RD FLOOR

NORWALK CT 06851-1008

Phone Number: 203-849-8300

Fax Number: 203-849-9300

EXHIBIT F

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2011-11-02 10:30:46 ET

Serial Number: 76569372 Assignment Information Trademark Document Retrieval

Registration Number: 3015985

Mark(words only): DUTCHIES

Standard Character claim: No

Current Status: Registered. The registration date is used to determine when post-registration maintenance documents are due.

Date of Status: 2005-11-15

Filing Date: 2003-09-03

Transformed into a National Application: No

Registration Date: 2005-11-15

Register: Principal

Law Office Assigned: LAW OFFICE 107

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 650 -Publication And Issue Section

Date In Location: 2005-10-04

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Max Rohr, Inc.

Address:

Max Rohr, Inc.
300 Delaware Avenue
Wilmington, DE 19801
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 034

Class Status: Active

Cigars, little cigars, roll-your-own tobacco, pipe tobacco and smokeless tobacco

Basis: 1(a)

First Use Date: 2005-08-08

First Use in Commerce Date: 2005-08-08

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2011-10-27 - TEAS Section 8 & 15 Received

2005-11-15 - Registered - Principal Register

2005-09-28 - Law Office Registration Review Completed

2005-09-28 - Assigned To LIE

2005-09-19 - Allowed for Registration - Principal Register (SOU accepted)

2005-09-14 - Statement Of Use Processing Complete

2005-08-31 - Use Amendment Filed

2005-08-31 - TEAS Statement of Use Received

2005-02-11 - Extension 1 granted

2005-01-26 - Extension 1 filed

2005-01-26 - TEAS Extension Received

2004-09-14 - NOA Mailed - SOU Required From Applicant

2004-06-22 - Published for opposition
2004-06-02 - Notice of publication
2004-04-07 - Assigned To Examiner
2004-04-07 - Assigned To Examiner
2004-04-06 - Assigned To Examiner
2004-03-30 - Approved For Pub - Principal Register
2004-03-30 - Assigned To Examiner
2004-02-09 - New Application Entered In Tram

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Charles W. Grimes

Correspondent

Charles W. Grimes

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488 MAIN AVENUE, SUITE 300
NORWALK CT 06851-1008
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